# Request For Continued Examination (RCE) Transmittal

Submission (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June & 1990. See The

American Inventors Protection Action 1999 (AIPA

Mail to: Mail Stop RCE

P.O. Box 1450

Alexandria, VA 22313-1450

**Commissioner For Patents** 

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Application Number	10/809,245
Filing Date	March 25, 2004
First Named Inventor	Mark Thomas Kief
Group Art Unit	2627
Examiner Name	Jefferson A. Evans
Attorney Docket No.	169.12-0624
Express Mail No.	EV 884209438 US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes of Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

- Submission required under 37 C.F.R. § 1.114 1.
  - a. \_ Previously submitted
    - i. \_ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on (Any unentered amendment(s) referred to above will be entered).
    - ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on
  - iii. \_ Other

b. X Enclosed

i. X

Amendment/Reply ii. \_ Affidavit(s)/Declaration(s)

iii. \_ Information Disclosure Statement (IDS)

iv. \_ Other \_

04/04/2007 WABDELR1 00000092 10809245

790.00 OP 600.00 OP

50.00 OP

- 2. Miscellaneous
  - a. Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
  - b. Other
- Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed) 3.
  - a. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0982.
    - i. X RCE fee required under 37 C.F.R. § 1.17(e)
    - ii. Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
  - b. X Checks in the amount of \$790.00 and \$650.00 (extra claim fee) enclosed

Atty Name and Reg. No.	David R. Fairbairn Reg. No., 26,047	Signature:	Date: 4/3/07
Address	Kinney & Lange, P.A. THE KINNEY & LANGE BUILDING 312 South Third Street Minneapolis, MN 55415-1002		
Telephone	(612) 339-1863	i i	
Fax	(612) 339-6580		



_	Сотр	lete if Known
17	Application No.	10/809,245
-	iling Date	March 25, 2004
	irst Named Inventor	Mark Thomas Kief
+	Group Art Unit	2627
- 1	Examiner Name	Jefferson A. Evans
+,	Atty. Docket Number	169.12-0624

Total Amount of Payment \$1,440.00

METHOD OF F	PAYMENT	(Check	One)

1. [X] The Commissioner is hereby authorized to charge any additional fee required under 37 C.F.R. 1.16 and 1.17 and credit any over payments to Deposit Account No.11-0982. Deposit Account Name: Kinney & Lange, P.A. A duplicate copy of this communication is enclosed.

# 2. [X] Check Enclosed

## **FEE CALCULATION**

#### 1. BASIC FILING FEE

Appn. Type PD.	FILING FEE FEE/SMALL	SEARCH FEE FEE/SMALL	ES EXAM FEES FEE/SMALL	FEES
Utility	300 / 150	500 / 250	200 / 100	-
Design	200 / 100	100 / 50	130 / 65	-
Reissue	300 / 150	500 / 250	600 / 300	-
Provisional	200 / 100	-0-/ -0-	-0- / -0-	_

Subtotal (1) \$00.00

2.	EXTRA	CLAIM	FEES
	N	umber	Prior**

2. <b>EX</b> 1	Number	Prior**	Extra	Fee from Below	Fee Paid
Total	Claims <u>35</u> -	<u>34</u> =	<u>1</u> x	<u>50</u> =	<u>50</u>
				000	000

3 x 200 = 600

Multiple Dependent Claims

3 and 20, or	number prev	riously paid	if greater; Reissue see
Catitu	Small F	Entity	
	Fee	Fee	Description
(\$)	Code	<u>(\$)</u>	
50	2202	25	Claims in excess of 20
200	2201	100	Independent claims in excess of 3
360	2203	180	Multiple Dependent Claim
200	2204	100	Reissue Independent Claims Over Original Patent
50	2205	25	Reissue claims in excess of 20 and over original patent
	Entity Fee (\$) 50 200 360 200	Entity Small E Fee Fee Code 50 2202 200 2201 360 2203 200 2204	Fee Fee Fee (\$) Code (\$)  50 2202 25 200 2201 100  360 2203 180 200 2204 100

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 small) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. \$00.00 1.16(s).

Subtotal (2) \$650.00

# FEE CALCULATION (Continued)

3. AD	DITIO	NAL F	EES		
Large Fee	Entity Fee (\$)	Small E Fee Code	Entity Fee (\$)	Fee Description	Fee paid
Code 1051	130	2051	65	Surcharge - Late filing fee or oath	*
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	*
1053	130	1053	130	Non-English specification	*
1812	2,520	1812	2,520	For Filing a Request for Reexamination	*
1251	120	2251	60	Extension for reply within first month	_*
1252	450	2252	225	Extension for reply within second month	_*
1253	1,020	2253	510	Extension for reply within third month	*
1254	1,590	2254	795	Extension for reply within fourth month	_*
1255	2,160	2255	1,080	Extension for reply within fifth month	_*
1402	500	2402	250	Filing a brief in support of an appeal	_*
1403	1,000	2403	500	Request for oral hearing	***************************************
1814	130	2814	65	Terminal Disclaimer Fee	
1452	500	2452	250	Petition to revive - unavoidable	-
1453	1,500	2453	750	Petition to revive - unintentional	_
1501	1,400	2501	700	Utility/Reissue Issue fee	-
1502	80	0 2502	2 400	Design issue fee	_
1460	13	0 1460	130	Petitions to the Commissioner	-
1807	50	180	7 50	Petitions related to provisional applications	-
1806	18	0 180	6 180	Submission of Information Disclosure Statement	-
8021	i 4	0 802	1 40	Recording each patent assignment per property (times number of properties)	
180 <sup>-</sup>	1	790 2	801 395	Request for Continued Examination (RCE)	<u>79</u>
				· · · · · ·	

Subtotal (3) \$790.00

Signature 4

Reg. No. \_

26,047

Deposit Account No. \_\_\_\_\_11-0982